

Representative Hall, Atlanta, Georgia**Monday, February 10, 2014****Twentieth Legislative Day**

The House met pursuant to adjournment at 10:00 o'clock, A.M., this day and was called to order by the Speaker.

The roll was called and the following Representatives answered to their names:

Abrams	Coleman	Gravley	McCall	Smith, E
Alexander	Cooke	Greene	McClain	Smith, L
Allison	Coomer	Hamilton	Meadows	Smith, M
Anderson	Cooper	Harbin	Morgan	Smith, R
Atwood	Deffenbaugh	Harden	Mosby	Smyre
Ballinger	Dempsey	Harrell	Nimmer	Spencer
Barr	Dickerson	Hatchett	Nix	Stephens, M
Battles	Dickey	Hawkins	Oliver	Stephens, R
Bell	Dickson	Henson	Pak	Stovall
E Bennett	Dollar	Hightower	Parrish	Stover
Bentley	Douglas	Hitchens	Parsons	Strickland
Benton	E Drenner	Holcomb	Peake	Talton
Beverly	Dudgeon	Holmes	Pezold	Tankersley
Black	E Dukes	Holt	Powell, A	Tanner
Braddock	Dunahoo	Houston	Powell, J	Taylor, D
Broadrick	Duncan	Hugley	Prince	Taylor, T
Brooks	Dutton	Jackson	Pruett	E Teasley
Bruce	Efstration	Jasperse	Quick	Thomas, A.M.
Bryant	England	Jones, J	Ramsey	Turner
Buckner	Epps, C	Jones, L	Randall	Waites
Burns	Epps, J	Jones, S	Rice	Watson, B
E Caldwell, J	Evans	Kaiser	Riley	Watson, S
Caldwell, M	Fleming	Kelley	Roberts	Welch
Carson	Fludd	Kidd	Rogers, C	Wilkerson
Carter	Frazier	Kirby	Rogers, T	Wilkinson
Casas	Frye	Knight	Rutledge	Willard
Chandler	E Fullerton	Lumsden	Rynders	Williams, A
Channell	Gasaway	Mabra	Scott	Williams, C
Chapman	Geisinger	Marin	Sharper	Williams, E
Cheokas	Glanton	Martin	Shaw	Williamson
Clark, J	Golick	Maxwell	Sims, B	Yates
Clark, V	Gordon	Mayo	Sims, C	Ralston, Speaker

The following members were off the floor of the House when the roll was called:

Representatives Brockway of the 102nd, Dawkins-Haigler of the 91st, Floyd of the 99th, Gardner of the 57th, Gregory of the 34th, Howard of the 124th, Jacobs of the 80th, Jordan of the 77th, Kendrick of the 93rd, Lindsey of the 54th, Morris of the 156th, O'Neal of the 146th, Stephenson of the 90th, and Weldon of the 3rd.

They wished to be recorded as present.

Prayer was offered by Dr. Jim Gaines, First Baptist Church of Dawsonville, Dawsonville, Georgia.

The members pledged allegiance to the flag.

Representative Cheokas of the 138th, Chairman of the Committee on Information and Audits, reported that the Journal of the previous legislative day had been read and found to be correct.

By unanimous consent, the reading of the Journal was dispensed with.

The Journal was confirmed.

The following communication was received:

House of Representatives
Coverdell Legislative Office Building, Room 512
Atlanta, Georgia 30334

February 7, 2014

Mr. Bill Reilly, Clerk
House of Representatives
309 State Capitol
Atlanta, GA 30334

Dear Mr. Clerk:

This morning during the vote on Local Legislation, my machine malfunctioned. I was at my desk and pushed the button to vote "green" for yea but my vote was not recorded.

Please record my vote as yea on the Local Legislation for February 7, 2014.

Sincerely,

/s/ Michelle Henson
Representative, District 86

MH/pg

By unanimous consent, the following was established as the order of business during the first part of the period of unanimous consents:

1. Introduction of Bills and Resolutions.
2. First reading and reference of House Bills and Resolutions.
3. Second reading of Bills and Resolutions.
4. Reports of Standing Committees.
5. Third reading and passage of Local uncontested Bills.
6. First reading and reference of Senate Bills and Resolutions.

By unanimous consent, the following Bills and Resolutions of the House were introduced, read the first time and referred to the Committees:

HB 952. By Representatives Roberts of the 155th, Watson of the 166th, McCall of the 33rd, Cooke of the 18th, Nimmer of the 178th and others:

A BILL to be entitled an Act to amend Chapter 10 of Title 25 of the Official Code of Georgia Annotated, relating to regulation of fireworks, so as to provide for the sale of consumer fireworks; to provide for definitions; to provide for licensing and fees; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Regulated Industries.

HB 953. By Representatives Pak of the 108th, Harrell of the 106th, Chandler of the 105th, Rice of the 95th, Clark of the 101st and others:

A BILL to be entitled an Act to amend an Act creating the Gwinnett Judicial Circuit and providing for its powers, duties, jurisdiction, and officers, approved February 12, 1960 (Ga. L. 1960, p. 110), as amended, so as to change provisions relating to the salary supplements for the judges of the Gwinnett Judicial Circuit; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary.

HB 954. By Representatives Harrell of the 106th, Pak of the 108th, Williamson of the 115th, Carson of the 46th, Ramsey of the 72nd and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to general provisions regarding ad valorem taxation of property, so as to change the definition of fair market value of property; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Ways & Means.

HB 955. By Representative Roberts of the 155th:

A BILL to be entitled an Act to amend Part 1 of Article 1 of Chapter 8 of Title 48 of the Official Code of Georgia Annotated, relating to general provisions regarding state sales and use tax, so as to dedicate local sales and use taxes on motor fuels to be used for maintaining an adequate system of public roads and bridges; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Transportation.

HB 956. By Representatives Harbin of the 122nd, Williamson of the 115th, Carson of the 46th, Harrell of the 106th, Clark of the 98th and others:

A BILL to be entitled an Act to amend Code Section 36-62-5.1 of the Official Code of Georgia Annotated, relating to joint development authorities, so as to allow a job tax credit to be applied against the taxpayer's withholding tax payment; to amend Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to state income taxes, so as to allow certain job tax credits to be applied to a taxpayer's withholding tax payment; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Ways & Means.

HB 957. By Representatives Williams of the 119th, Smith of the 70th, Harden of the 148th and McCall of the 33rd:

A BILL to be entitled an Act to amend Article 9 of Chapter 8 of Title 12 of the Official Code of Georgia Annotated, the "Georgia Hazardous Site Reuse and Redevelopment Act," so as provide a new short title; to revise definitions; to expand the limitation of liability to certain purchasers; to provide for transfer of limitation of liability; to provide for applicability; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Natural Resources & Environment.

HB 958. By Representatives Nimmer of the 178th, Coomer of the 14th, Riley of the 50th, England of the 116th, Harbin of the 122nd and others:

A BILL to be entitled an Act to amend Title 48 of the Official Code of Georgia Annotated, relating to revenue and taxation, so as to change certain provisions relating to the state income tax credit for qualified entertainment production companies; to provide for a new exemption from state sales and use taxes to qualified food banks; to provide for a new exemption from state sales and use taxes for covered items on specified dates; to provide a new exemption for purchase of energy efficient products or water efficient products to extend the exemption from state sales and use taxes for competitive projects of regional significance; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Ways & Means.

HB 959. By Representatives McCall of the 33rd, Burns of the 159th, Roberts of the 155th, Nimmer of the 178th and Watson of the 172nd:

A BILL to be entitled an Act to amend Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to ad valorem taxation of property, so as to provide for an ad valorem tax exemption for forestry equipment; to provide for a state-wide referendum; to provide for an effective date; to provide for automatic repeal under certain circumstances; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Ways & Means.

HB 960. By Representatives Roberts of the 155th, Abrams of the 89th, Gardner of the 57th, Ehrhart of the 36th, Kaiser of the 59th and others:

A BILL to be entitled an Act to amend Chapter 61 of Title 36 of the Official Code of Georgia Annotated, relating to urban redevelopment for counties and municipal corporations, so as to provide for the use of surface transportation projects in urban redevelopment areas; to provide for definitions; to provide for public contracts with private enterprises for the completion of surface transportation projects; to provide for methods of procurement for surface transportation projects in urban redevelopment areas; to provide for limitations on former public employees when negotiating contracts for

surface transportation projects; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Transportation.

HB 961. By Representatives Black of the 174th and Spencer of the 180th:

A BILL to be entitled an Act to amend an Act creating the board of commissioners for Charlton County, approved August 4, 1927 (Ga. L. 1927, p. 529), as amended, particularly by an Act approved May 16, 2007 (Ga. L. 2007, p. 3694), so as to change provisions relating to commissioner districts; to provide for members currently serving; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Intragovernmental Coordination - Local.

HB 962. By Representatives Black of the 174th and Spencer of the 180th:

A BILL to be entitled an Act to amend an Act providing for the election of the members of the board of education for Charlton County, approved April 17, 1975 (Ga. L. 1975, p. 3952), as amended, particularly by an Act approved May 16, 2007 (Ga. L. 2007, p. 3688), so as to change provisions relating to board of education districts; to provide for members currently serving; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Intragovernmental Coordination - Local.

HB 963. By Representatives Smyre of the 135th, Pezold of the 133rd, Smith of the 134th, Hugley of the 136th, Buckner of the 137th and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 12 of Title 16 of the Official Code of Georgia Annotated, relating to gambling and other offenses, so as to define certain terms; to provide that certain veterans organizations may sell certain pull tab games of chance; to transfer the responsibility for regulation of bingo games and issuance of bingo licenses from the Georgia Bureau of Investigation to the Department of Revenue; to amend Article 2 of Chapter 4 of Title 38 of the Official Code of Georgia Annotated, relating to veterans benefits, so as to provide for certain bingo for veterans; to provide for rules and regulations; to provide for penalties; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Regulated Industries.

- HB 964. By Representatives Lindsey of the 54th, Ehrhart of the 36th and Taylor of the 79th:

A BILL to be entitled an Act to amend Article 31A of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to state charter schools, so as to provide for charter-schools-in-the-workplace and charter-schools-in-a-municipality; to provide for legislative intent; to provide for enrollment priorities for state charter schools; to provide for petitions for charter-schools-in-the workplace and charter-schools-in-a-municipality; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Education.

- HB 965. By Representatives Cooper of the 43rd, Oliver of the 82nd, Rutledge of the 109th, Watson of the 166th, Broadrick of the 4th and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 13 of Title 16 of the O.C.G.A., relating to general provisions relative to controlled substances, so as to provide immunities from certain arrests, charges, or prosecutions for persons seeking medical assistance for a drug overdose; to amend Code Section 3-3-23 of the O.C.G.A., relating to furnishing to, purchase of, or possession by persons under 21 years of age of alcoholic beverages; to provide for related matters; to provide an effective date; to provide for applicability; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary Non-Civil.

- HB 966. By Representatives Cooper of the 43rd, Oliver of the 82nd, Rutledge of the 109th, Watson of the 166th, Weldon of the 3rd and others:

A BILL to be entitled an Act to amend Article 6 of Chapter 4 of Title 26 of the Official Code of Georgia Annotated, relating to pharmacies, so as to authorize licensed health practitioners to prescribe opioid antagonists to certain individuals and entities pursuant to a protocol; to provide for legislative findings; to amend Chapter 11 of Title 31 of the Official Code of Georgia Annotated, relating to emergency medical services, so as to provide for grants to ensure availability of opioid antagonists; to authorize emergency medical services personnel to administer parenteral injections of opioid antagonists; to provide for related matters; to provide an effective date; to provide for applicability; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health & Human Services.

HB 967. By Representative Pruett of the 149th:

A BILL to be entitled an Act to provide for the abolition of the current charters of the municipalities of the City of Helena and the City of McRae; to create and incorporate a new municipality under the name "City of McRae-Helena, Georgia"; to provide for the status, boundaries, and powers of the restructured government; to provide for the form, administration, and affairs of the restructured government; to provide for officers and employees, elections, courts, authorities, taxation, and finance; to provide for related matters; to provide for severability; to repeal certain local Acts; to provide for effective dates; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Intragovernmental Coordination - Local.

HB 968. By Representatives Martin of the 49th and Lindsey of the 54th:

A BILL to be entitled an Act to amend Chapter 13 of Title 48 of the Official Code of Georgia Annotated, relating to specific, business, and occupation taxes, so as to repeal the corporate net worth tax; to provide that this Act shall not abate or affect prosecutions, punishments, penalties, administrative proceedings or remedies, or civil actions related to certain violations; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Ways & Means.

HB 969. By Representatives Smith of the 134th, Taylor of the 173rd, Stephens of the 164th, Sims of the 123rd and Smyre of the 135th:

A BILL to be entitled an Act to amend Code Section 48-8-3 of the Official Code of Georgia Annotated, relating to exemptions from sales and use tax, so as to provide a new exemption from state sales and use tax only for a limited period of time regarding the sale or use of tangible personal property to certain nonprofit health centers; to provide a new exemption for a limited period of time with respect to certain nonprofit volunteer health clinics; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Ways & Means.

HR 1282. By Representative Buckner of the 137th:

A RESOLUTION honoring the life of Trooper First Class William Gaines Andrews, Jr., and dedicating a road in his memory; and for other purposes.

Referred to the Committee on Transportation.

HR 1283. By Representatives Harbin of the 122nd, Frazier of the 126th, Fleming of the 121st, Sims of the 123rd, Prince of the 127th and others:

A RESOLUTION dedicating the bridge at Interstate 20 and Lewiston Road in Columbia County as the Lieutenant General Robert E. Gray Memorial Bridge; and for other purposes.

Referred to the Committee on Transportation.

By unanimous consent, the rules were suspended in order that the following Bills of the House could be introduced, read the first time and referred to the Committees:

HB 974. By Representatives Maxwell of the 17th, Coleman of the 97th, Battles of the 15th, Brooks of the 55th, Wilkerson of the 38th and others:

A BILL to be entitled an Act to amend Code Section 47-17-44 of the Official Code of Georgia Annotated, relating to amount of dues, deadline and minimum period for payments, dues required for credit service after March 1, 1951, and dues required for prior service, so as to change the required contribution to receive service credit; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Ways & Means.

HB 983. By Representatives McCall of the 33rd, Roberts of the 155th, England of the 116th and Burns of the 159th:

A BILL to be entitled an Act to amend Article 1 of Chapter 8 of Title 48 of the Official Code of Georgia Annotated, relating to general provisions relative to the state sales and use tax, so as to clarify eligible exemptions; to amend Code Section 2-1-5 of the Office Code of Georgia Annotated, relating to annual license fees for qualified agriculture producers, so as to correct a cross-reference; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Ways & Means.

HB 984. By Representative Stephens of the 164th:

A BILL to be entitled an Act to amend Chapter 7 of Title 50 of the Official Code of Georgia Annotated, relating to the Department of Economic

Development, so as to create the Sports Marketing Fund; to provide for definitions; to provide for legislative findings and purposes; to provide for the Sports Marketing Board; to provide for members, powers and duties, and election of a chairperson; to provide for funding to sports commissions; to provide for procedures, conditions, and limitations; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Ways & Means.

By unanimous consent, the following Bills and Resolutions of the House and Senate were read the second time:

HB 933	HB 934
HB 935	HB 936
HB 937	HB 938
HB 939	HB 940
HB 941	HB 942
HB 943	HB 944
HB 945	HB 946
HB 947	HB 948
HB 949	HB 950
HB 951	HR 1263
HR 1264	HR 1265
HR 1279	HR 1280
HR 1281	SB 286
SB 288	SB 307
SR 735	

The following report of the Committee on Rules was read and adopted:

HOUSE RULES CALENDAR MONDAY, FEBRUARY 10, 2014

Mr. Speaker and Members of the House:

The Committee on Rules has fixed the calendar for this 20th Legislative Day as enumerated below:

DEBATE CALENDAR

Open Rule

HB 645 Insurance; electronic transmissions of notices and documents from an insurers to a party to an insurance transaction; provisions (Substitute)(Ins-Dollar-45th)

Modified Open Rule

- HB 646 Magistrates Retirement Fund of Georgia; part-time chief magistrates may become members of such fund; provide (Ret-Fleming-121st)
- HB 714 Labor; determination of eligibility for unemployment benefits of certain people performing certain services; provide changes (Substitute)(I&L-Hamilton-24th)
- HB 835 Controlled substances; Schedules I, III, and IV; change certain provisions (JudyNC-Broadrick-4th)
- HB 877 Motor vehicles; local authorities ability to regulate use of personal transportation vehicles on roadways and designated paths and lanes; provide (MotV-Roberts-155th)

Modified Structured Rule

- HB 741 Water resources; issuance of sludge land application permits; revise certain requirements (Substitute)(NR&E-Tanner-9th)

Structured Rule

- HB 719 Sales and use tax; continuation of joint county municipal tax; provide (W&M-Tanner-9th)

Bills and Resolutions on this calendar may be called in any order the Speaker desires.

Respectfully submitted,
/s/ Meadows of the 5th
Chairman

The following message was received from the Senate through Mr. Cook, the Secretary thereof:

Mr. Speaker:

The Senate has passed by the requisite constitutional majority the following bill of the House:

HB 814. By Representatives Spencer of the 180th and Black of the 174th:

A BILL to be entitled an Act to authorize the City of St. Marys to exercise all redevelopment and other powers under Article IX, Section II, Paragraph

VII(b) of the Constitution and Chapter 44 of Title 36 of the O.C.G.A., the "Redevelopment Powers Law," as amended; to provide for a referendum; to provide effective dates; to provide for automatic repeal under certain circumstances; to repeal conflicting laws; and for other purposes.

The Senate has passed by substitute, by the requisite constitutional majority, the following bill of the House:

HB 743. By Representatives Ralston of the 7th, Jones of the 47th, O'Neal of the 146th and England of the 116th:

A BILL to be entitled an Act to amend an Act making and providing appropriations for the State Fiscal Year beginning July 1, 2013, and ending June 30, 2014, known as the "General Appropriations Act," Act No. 309, approved May 7, 2013 (Ga. L. 2013, Volume One, Appendix, commencing at page 1 of 239), to make, provide, and change certain appropriations for the operation of the state government and its departments, boards, bureaus, commissions, institutions, and other agencies, for the university system, common schools, counties, municipalities, and political subdivisions, for all other governmental activities, projects, and undertakings authorized by law, and for all leases, contracts, agreements, and grants authorized by law; and for other purposes.

The following members were recognized during the period of Morning Orders and addressed the House:

Representatives Dempsey of the 13th, Kidd of the 145th, Maxwell of the 17th, Stovall of the 74th, Williamson of the 115th, Kelley of the 16th et al., Smyre of the 135th, Carter of the 175th, O'Neal of the 146th, and Rutledge of the 109th et al.

Pursuant to HR 1249, the House honored the life and memory of Teresa Davis and invited the members of her family and EMS personnel to be recognized by the House of Representatives.

Pursuant to HR 1250, the House honored the life and memory of Randall Whiddon and invited the members of his family and EMS personnel to be recognized by the House of Representatives.

Under the general order of business, established by the Committee on Rules, the following Bills of the House were taken up for consideration and read the third time:

HB 646. By Representatives Fleming of the 121st, Harbin of the 122nd, Sims of the 123rd and McCall of the 33rd:

A BILL to be entitled an Act to amend Chapter 25 of Title 47 of the Official Code of Georgia Annotated, relating to the Magistrates Retirement Fund of Georgia, so as to provide that part-time chief magistrates may become members of such fund; to provided for related matters; to provide conditions for an effective date and automatic repeal; to repeal conflicting laws; and for other purposes.

The report of the Committee, which was favorable to the passage of the Bill, was agreed to.

On the passage of the Bill, the roll call was ordered and the vote was as follows:

Y Abrams	Y Coomer	N Gregory	Y McCall	Y Smith, E
Y Alexander	Cooper	Y Hamilton	McClain	Y Smith, L
Y Allison	Y Dawkins-Haigler	Y Harbin	Y Meadows	Y Smith, M
Y Anderson	Y Deffenbaugh	Y Harden	E Mitchell	Y Smith, R
Y Atwood	Y Dempsey	Y Harrell	Y Morgan	Y Smyre
Y Ballinger	Y Dickerson	Y Hatchett	Y Morris	Y Spencer
Y Barr	Y Dickey	Y Hawkins	Y Mosby	Y Stephens, M
Y Battles	Y Dickson	Y Henson	Y Nimmer	Y Stephens, R
Y Beasley-Teague	Y Dollar	Y Hightower	Y Nix	Y Stephenson
Y Bell	Y Douglas	Y Hitchens	Y Oliver	Y Stovall
E Bennett	E Drenner	Y Holcomb	Y O'Neal	Y Stover
Y Bentley	Y Dudgeon	Y Holmes	Y Pak	Y Strickland
Y Benton	Y Dukes	Y Holt	Y Parrish	Y Talton
Y Beverly	Y Dunahoo	Y Houston	Y Parsons	Y Tankersley
Y Black	Y Duncan	Y Howard	Y Peake	Y Tanner
Y Braddock	Y Dutton	Y Hugley	Y Pezold	Y Taylor, D
Y Broadrick	Y Efstration	Y Jackson	Y Powell, A	Y Taylor, T
Y Brockway	Ehrhart	Y Jacobs	Y Powell, J	E Teasley
Y Brooks	Y England	Y Jasperse	Y Prince	Y Thomas, A.M.
Y Bruce	Y Epps, C	Y Jones, J	Y Pruett	Y Turner
Y Bryant	Y Epps, J	Y Jones, L	Y Quick	Vacant
Y Buckner	Y Evans	Y Jones, S	Y Ramsey	Vacant
Y Burns	Y Fleming	Y Jordan	Y Randall	Y Waites
E Caldwell, J	Floyd	Y Kaiser	Y Rice	Y Watson, B
Y Caldwell, M	Y Fludd	Y Kelley	Y Riley	Y Watson, S
Y Carson	Y Frazier	Y Kendrick	Y Roberts	Y Welch
Y Carter	Y Frye	Y Kidd	Y Rogers, C	Y Weldon
Y Casas	E Fullerton	Y Kirby	Y Rogers, T	Y Wilkerson
Y Chandler	Y Gardner	Y Knight	Y Rutledge	Y Wilkinson
Y Channell	Y Gasaway	Lindsey	Y Rynders	Y Willard
Y Chapman	Y Geisinger	Y Lumsden	Y Scott	Y Williams, A
Y Cheokas	Y Glanton	Y Mabra	Setzler	Y Williams, C
Y Clark, J	Y Golick	Y Marin	Y Sharper	Y Williams, E
Y Clark, V	Y Gordon	Y Martin	Y Shaw	Y Williamson
Y Coleman	Y Gravley	Y Maxwell	Y Sims, B	Y Yates
Y Cooke	Y Greene	Y Mayo	Y Sims, C	Ralston, Speaker

On the passage of the Bill, the ayes were 164, nays 1.

The Bill, having received the requisite constitutional majority, was passed.

HB 645. By Representatives Dollar of the 45th, Taylor of the 173rd, Shaw of the 176th, Rogers of the 29th, Murphy of the 127th and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 24 of Title 33 of the Official Code of Georgia Annotated, relating to general provisions relating to insurance, so as to define certain terms; to provide for the electronic transmission of notices and documents from an insurer to a party to an insurance transaction; to provide for consent; to provide for applicability; to provide for verification and acknowledgment of receipt; to provide for notarized, acknowledged, verified documents and documents made under oath; to provide for oral statements; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following Committee substitute was read and adopted:

A BILL TO BE ENTITLED
AN ACT

To amend Title 33 of the Official Code of Georgia Annotated, relating to insurance, so as to provide that Chapter 12 of Title 10, the "Uniform Electronic Transactions Act," shall be applicable to such title; to provide that the Commissioner of Insurance shall not penalize an insurer for complying with such Act; to define a certain term; to provide for the delivery of policies of insurance electronically; to provide for requirements; to provide that any mailing required by a provision of such title may be transmitted electronically if certain conditions are met; to provide that certain notices may be transmitted pursuant to Chapter 12 of Title 10, the "Uniform Electronic Transactions Act"; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Title 33 of the Official Code of Georgia Annotated, relating to insurance, is amended in Code Section 33-2-24, relating to enforcement of title and rules, regulations, and orders, issuance of orders without hearings, civil actions, criminal violations, and penalties, by adding a new subsection to read as follows:

"(h) The Commissioner may not institute any action or impose any penalty against an insurer because an insurer engages in transactions consistent with the provisions of Chapter 12 of Title 10, the 'Uniform Electronic Transactions Act,' or Code Section 33-24-14."

SECTION 2.

Said title is further amended in Code Section 33-22-13, relating to mandatory notice of cancellation, by revising subsection (c) as follows:

"(c)(1) After expiration of such ten-day period, the premium finance company may thereafter in the name of the insured cancel such insurance contract or contracts by mailing or delivering to the insurer a notice of cancellation; and the insurance contract shall be canceled as if the notice of cancellation had been submitted by the insured, but without requiring the return of the insurance contract or contracts. The premium finance company, when mailing or delivering notice to the insurance company to cancel the policy, shall mail notice to the insured notifying him or her of the action taken. Such notice to the insured shall contain the date and time the policy is to be canceled, which date shall be after the date of mailing of such notice, and shall inform the insured that any payment received after the mailing or delivery of notice to the insurance company to cancel the policy will not reinstate the policy. The notice may contain information to the effect that the premium finance company will make a request to the insurance company to reinstate the policy. Language sufficiently clear and specific so that a person of average intelligence can understand the action being taken by the premium finance company shall be used. The notice to the insured required by this subsection shall be delivered as provided in subsection (d) of Code Section 33-24-14 or mailed to the last address of record of the insured and shall be dispatched by at least first-class mail and receiving the receipt provided by the United States Postal Service or such other evidence of mailing as prescribed or accepted by the United States Postal Service."

SECTION 3.

Said title is further amended in Code Section 33-24-1, relating to definitions, by adding a new paragraph to read as follows:

"(3) 'Uniform Electronic Transactions Act' means Chapter 12 of Title 10."

SECTION 4.

Said title is further amended by revising Code Section 33-24-14, relating to delivery of policies, as follows:

"33-24-14.

(a)(1) Subject to the insurer's requirement as to payment of premiums, every policy shall be mailed or delivered to the insured or to the person entitled to the policy within a reasonable period of time after its issuance except where a condition required by the insurer has not been met by the insured.

(2) A policy required to be delivered under this subsection may be delivered by electronic transmittal in accordance with Chapter 12 of Title 10, the 'Uniform Electronic Transactions Act,' or by electronic posting if that policy is posted electronically, provided that:

(A) The insured has agreed to accept delivery by electronic posting;

(B) The insurer makes the policy accessible as long as the policy is in force;

(C) After the expiration of the policy, the insurer archives its expired policies for a period of five years and makes them available upon request;

(D) The insurer provides the following information in or simultaneously with each declarations page provided at the time of issuance of the initial policy and any renewals of that policy:

(i) A description of the exact policy and endorsement forms purchased by the insured;

(ii) A method by which the insured may obtain, upon request and without charge, a paper copy of such insured's policy; and

(iii) The Internet address where the insured's policy and endorsement are posted; and

(E) The insurer provides notice, in the manner in which the insurer customarily communicates with the insured, of any changes to the forms or endorsements, the insured's right to obtain, upon request and without charge, a paper copy of such forms or endorsements, and the Internet address where such forms or endorsements are posted.

(b) In the event the original policy is delivered or is required to be delivered to or for deposit with any vendor, mortgagee, or pledgee of any motor vehicle or aircraft, in which policy any interest of the vendee, mortgagor, or pledgor in or with reference to the vehicle or aircraft is insured, a duplicate of the policy setting forth the name and address of the insurer, the insurance classification of the vehicle or aircraft, the type of coverage, the limits of liability, the premiums for the respective coverages, and the duration of the policy or memorandum of the policy containing the same information shall be delivered by the vendor, mortgagee, or pledgee to each vendee, mortgagor, or pledgor named in the policy or coming within the group of persons designated in the policy to be so included. If the policy does not provide coverage of legal liability for injury to persons or damage to the property of third parties, a statement of such fact shall be printed, written, or stamped conspicuously on the face of the duplicate policy or memorandum.

(c) The provisions of Chapter 12 of Title 10, the 'Uniform Electronic Transactions Act,' applies to this title, and nothing in this Code section shall be construed to limit its applicability.

(d) In addition to any mailing which may be legally accomplished pursuant to Chapter 12 of Title 10, the 'Uniform Electronic Transactions Act,' any other required mailing may be performed electronically if the following conditions are met:

(1) The Code section which requires a mailing specifically notes that mailing may be accomplished pursuant to this subsection;

(2) The insured agrees to receive mailings electronically by signing a statement which reads:

I AGREE TO RECEIVE ALL MAILINGS AND COMMUNICATIONS ELECTRONICALLY. SUCH ELECTRONIC MAILING OR COMMUNICATIONS MAY EVEN INCLUDE CANCELLATION OR NONRENEWAL NOTICES';

provided, however, that the Commissioner may approve the use of substantially similar language;

(3) If the statement in paragraph (2) of this subsection is physically signed by the insured, then the statement must be in a separate document and written in all capital letters in at least 12 point font, or on a substantially similar form approved by the Commissioner. If the statement is signed electronically, then it must be signed according to a procedure which has been approved by the Commissioner; provided, however, that the Commissioner shall approve a procedure for obtaining a signature only if that procedure is designed to ensure that the statement is not presented in a misleading or confusing manner;

(4) If the insurer becomes aware that the insured's electronic mail address at which such party has consented to receive notices or documents is no longer valid, the insurer shall send the notice or document as required by other applicable law;

(5) The insurer must retain a record pursuant to Chapter 12 of Title 10, the 'Uniform Electronic Transactions Act,' of the mailing, including proof of the date of mailing and the address to which the mailing was sent. Such record must be retrievable for a period of five years after the date of such mailing and, if requested, must be transmitted to the Commissioner in a reasonable time;

(6) The insured may withdraw his or her consent to receive mailings electronically;

(7) All conditions have been met under Chapter 12 of Title 10, the 'Uniform Electronic Transactions Act,' so that the mailing could be accomplished electronically, unless the law requiring the mailing imposes a specific type of delivery method;

(8) All conditions have been met under the federal Electronic Signatures in Global and National Commerce Act, 15 U.S.C. Section 7001, et seq. This Code section shall not modify, limit, or supersede Section 101(c) of such Act or authorize electronic delivery of any of the notices described in Section 103(b) of such Act; and

(9) No insurance company shall cancel, refuse to issue, or refuse to renew any policy because the applicant or insured refuses to agree to receive mailings electronically pursuant to this subsection."

SECTION 5.

Said title is further amended in Code Section 33-24-44, relating to cancellation of policies generally, by revising subsection (b) as follows:

"(b) Written notice stating the time when the cancellation will be effective, which shall not be less than 30 days from the date of mailing or delivery in person of such notice of cancellation or such other specific longer period as may be provided in the contract or by statute, shall be delivered as provided in subsection (d) of Code Section 33-24-14 in person or by depositing the notice in the United States mails to be dispatched by at least first-class mail to the last address of record of the insured and of any lienholder, where applicable, and receiving the receipt provided by the United States Postal Service or such other evidence of mailing as prescribed or accepted by the United States Postal Service. For the purposes of this subsection, notice to the lienholder shall be considered delivered or mailed if, with the lienholder's consent, it is delivered by

electronic transmittal or facsimile. Any irregularity in the notice to the lienholder shall not invalidate an otherwise valid cancellation as to the insured."

SECTION 6.

Said title is further amended in Code Section 33-24-44.1, relating to procedure for cancellation by insured and notice, by revising subsection (b) as follows:

"(b) Notices required by this Code section shall be delivered as provided in subsection (d) of Code Section 33-24-14 in person or by depositing the notice in the United States mail to be dispatched by at least first-class mail to the last address of record of the named insured, governmental agency, mortgagee, or other third party, where applicable, and receiving the receipt provided by the United States Postal Service or such other evidence of mailing as prescribed or accepted by the United States Postal Service."

SECTION 7.

Said title is further amended in Code Section 33-24-45, relating to cancellation or nonrenewal of automobile or motorcycle policies and procedure for review by Commissioner, by revising paragraph (1) of subsection (e) as follows:

"(e)(1) No insurer shall refuse to renew a policy to which this Code section applies unless a written notice of nonrenewal is mailed or delivered in person to the named insured. Such notice stating the time when nonrenewal will be effective, which shall not be less than 30 days from the date of mailing or delivery of such notice of nonrenewal or such longer period as may be provided in the contract or by statute, shall be delivered as provided in subsection (d) of Code Section 33-24-14 in person or by depositing the notice in the United States mails to be dispatched by at least first-class mail to the last address of record of the insured and of the lienholder, where applicable, and receiving the receipt provided by the United States Postal Service or such other evidence of mailing as prescribed or accepted by the United States Postal Service."

SECTION 8.

Said title is further amended in such Code section by revising subsection (m) as follows:

"(m) Notice to the insured shall not be required by this Code section when a policy is canceled by an insurance premium finance company under a power of attorney contained in an insurance premium finance agreement if notification of the existence of the premium finance agreement has been given to the insurer in accordance with the provisions of Chapter 22 of this title. However, the insurer shall comply with the provisions of subsection (d) of Code Section 33-22-13 pertaining to notice to a governmental agency, mortgagee, or other third party. Such notice shall be delivered as provided in subsection (d) of Code Section 33-24-14 in person or by depositing the notice in the United States mails to be dispatched by at least first-class mail to the last address of record of such governmental agency, mortgagee, or other third party and

receiving the receipt provided by the United States Postal Service or such other evidence of mailing as prescribed or accepted by the United States Postal Service."

SECTION 9.

Said title is further amended in Code Section 33-24-46, relating to cancellation or nonrenewal of certain property insurance policies, by revising subsection (d) as follows:

"(d) No insurer shall refuse to renew a policy to which this Code section applies unless a written notice of nonrenewal is mailed or delivered in person to the named insured. Such notice stating the time when nonrenewal will be effective, which shall not be less than 30 days from the date of mailing or delivery of such notice of nonrenewal or such longer period as may be provided in the contract or by statute, shall be delivered as provided in subsection (d) of Code Section 33-24-14 in person or by depositing the notice in the United States mails to be dispatched by at least first-class mail to the last address of record of the insured and of the lienholder, where applicable, and receiving the receipt provided by the United States Postal Service or such other evidence of mailing as prescribed or accepted by the United States Postal Service. The insurer shall provide the reason or reasons for nonrenewal as required by Chapter 39 of this title."

SECTION 10.

Said title is further amended in such Code section by revising subsection (h) as follows:

"(h) Notice to the insured shall not be required by this Code section when a policy is canceled by an insurance premium finance company under a power of attorney contained in an insurance premium finance agreement if notification of the existence of the premium finance agreement has been given to the insurer in accordance with the provisions of Chapter 22 of this title. However, the insurer shall comply with the provisions of subsection (d) of Code Section 33-22-13 pertaining to notice to a governmental agency, mortgagee, or other third party. Such notice shall be delivered as provided in subsection (d) of Code Section 33-24-14 in person or by depositing the notice in the United States mails to be dispatched by at least first-class mail to the last address of record of such governmental agency, mortgagee, or other third party and receiving the receipt provided by the United States Postal Service or such other evidence of mailing as prescribed or accepted by the United States Postal Service."

SECTION 11.

Said title is further amended in Code Section 33-24-47, relating to notice required of termination or nonrenewal, increase in premium rates, or change restricting coverage and failure to comply, by revising subsection (b) as follows:

"(b) A notice of termination, including a notice of cancellation or nonrenewal, by the insurer, a notice of an increase in premiums, other than an increase in premiums due to a change in risk or exposure, including a change in experience modification or resulting from an audit of auditable coverages, which exceeds 15 percent of the current policy's premium, or a notice of change in any policy provision which limits or restricts coverage shall be delivered to the insured as provided in subsection (d) of Code Section

33-24-14 in person or by depositing the notice in the United States mail, to be dispatched by at least first-class mail to the last address of record of the insured, at least 45 days prior to the termination date of such policy; provided, however, that a notice of cancellation or nonrenewal of a policy of workers' compensation insurance shall be controlled by the provisions of subsection (f) of this Code section. In those instances where an increase in premium exceeds 15 percent, the notice to the insured shall indicate the dollar amount of the increase. The insurer may obtain a receipt provided by the United States Postal Service as evidence of mailing such notice or such other evidence of mailing as prescribed or accepted by the United States Postal Service."

SECTION 12.

Said title is further amended in such Code section by revising subsection (f) as follows:

"(f) A notice of cancellation or nonrenewal of a policy of workers' compensation insurance shall be dispatched to the insured as provided in subsection (d) of Code Section 33-24-14 by certified mail or statutory overnight delivery, return receipt requested, to the last address of record of the insured at least 75 days prior to the termination date of such policy. The workers' compensation insurer shall retain the receipt of mailing provided by the United States Postal Service as evidence of mailing unless such mailing was accomplished as provided in subsection (d) of Code Section 33-24-14."

SECTION 13.

All laws and parts of laws in conflict with this Act are repealed.

The report of the Committee, which was favorable to the passage of the Bill, by substitute, was agreed to.

On the passage of the Bill, by substitute, the roll call was ordered and the vote was as follows:

Y Abrams	Y Coomer	Y Gregory	Y McCall	Y Smith, E
Y Alexander	Cooper	Y Hamilton	Y McClain	Y Smith, L
Y Allison	Y Dawkins-Haigler	Y Harbin	Y Meadows	Y Smith, M
Y Anderson	Y Deffenbaugh	Y Harden	E Mitchell	Y Smith, R
Y Atwood	Y Dempsey	Y Harrell	Y Morgan	Y Smyre
Y Ballinger	Y Dickerson	Y Hatchett	Y Morris	Y Spencer
Y Barr	Y Dickey	Y Hawkins	Y Mosby	Y Stephens, M
Y Battles	Y Dickson	Y Henson	Y Nimmer	Y Stephens, R
Y Beasley-Teague	Y Dollar	Y Hightower	Y Nix	Y Stephenson
Y Bell	Y Douglas	Y Hitchens	Y Oliver	Stovall
E Bennett	E Drenner	Y Holcomb	Y O'Neal	Y Stover
Y Bentley	Y Dudgeon	Y Holmes	Y Pak	Y Strickland
Y Benton	Y Dukes	Y Holt	Y Parrish	Y Talton
Y Beverly	Y Dunahoo	Y Houston	Y Parsons	Y Tankersley
Y Black	Y Duncan	Y Howard	Y Peake	Y Tanner
Y Braddock	Y Dutton	Y Hugley	Y Pezold	Y Taylor, D
Y Broadrick	Y Efstoration	Y Jackson	Y Powell, A	Y Taylor, T

Y Brockway	Ehrhart	Y Jacobs	Y Powell, J	E Teasley
Y Brooks	Y England	Y Jasperse	Y Prince	Y Thomas, A.M.
Y Bruce	Y Epps, C	Y Jones, J	Y Pruett	Y Turner
Y Bryant	Y Epps, J	Y Jones, L	Y Quick	Vacant
Y Buckner	Y Evans	Y Jones, S	Y Ramsey	Vacant
Y Burns	Y Fleming	Y Jordan	Y Randall	Y Waites
E Caldwell, J	Floyd	Y Kaiser	Y Rice	Y Watson, B
Y Caldwell, M	Y Fludd	Y Kelley	Y Riley	Y Watson, S
Y Carson	Y Frazier	Y Kendrick	Y Roberts	Welch
Y Carter	Y Frye	Y Kidd	Y Rogers, C	Y Weldon
Y Casas	E Fullerton	Y Kirby	Y Rogers, T	Y Wilkerson
Y Chandler	Y Gardner	Y Knight	Rutledge	Y Wilkinson
Y Channell	Y Gasaway	Y Lindsey	Y Rynders	Y Willard
Y Chapman	Y Geisinger	Y Lumsden	Y Scott	Y Williams, A
Y Cheokas	Y Glanton	Y Mabra	Setzler	Y Williams, C
Y Clark, J	Y Golick	Y Marin	Y Sharper	Y Williams, E
Y Clark, V	Y Gordon	Y Martin	Y Shaw	Y Williamson
Y Coleman	Y Gravley	Y Maxwell	Y Sims, B	Y Yates
Y Cooke	Y Greene	Y Mayo	Y Sims, C	Ralston, Speaker

On the passage of the Bill, by substitute, the ayes were 164, nays 0.

The Bill, having received the requisite constitutional majority, was passed, by substitute.

HB 877. By Representatives Roberts of the 155th, Sims of the 123rd, Harbin of the 122nd, Prince of the 127th and Smith of the 70th:

A BILL to be entitled an Act to amend Title 40 of the O.C.G.A., relating to motor vehicles, so as to provide local authorities with the ability to regulate the use of personal transportation vehicles upon roadways and designated paths and lanes; to provide for related matters; to repeal conflicting laws; and for other purposes.

The report of the Committee, which was favorable to the passage of the Bill, was agreed to.

On the passage of the Bill, the roll call was ordered and the vote was as follows:

Y Abrams	Y Coomer	N Gregory	Y McCall	Y Smith, E
Y Alexander	Cooper	Y Hamilton	Y McClain	Y Smith, L
Y Allison	Y Dawkins-Haigler	Y Harbin	Y Meadows	Y Smith, M
Y Anderson	Y Deffenbaugh	Y Harden	E Mitchell	Y Smith, R
Y Atwood	Y Dempsey	Y Harrell	Y Morgan	Y Smyre
Y Ballinger	Y Dickerson	Y Hatchett	Y Morris	Y Spencer
Y Barr	Y Dickey	Y Hawkins	Y Mosby	Y Stephens, M
Y Battles	Y Dickson	Y Henson	Y Nimmer	Y Stephens, R
Y Beasley-Teague	Y Dollar	Y Hightower	Y Nix	Y Stephenson
Y Bell	Y Douglas	Y Hitchens	Y Oliver	Y Stovall
Y Bennett	E Drenner	Y Holcomb	Y O'Neal	Y Stover

Y Bentley	Y Dudgeon	Y Holmes	Y Pak	Y Strickland
Y Benton	Y Dukes	Y Holt	Y Parrish	Y Talton
Beverly	Y Dunahoo	Y Houston	Y Parsons	Y Tankersley
Y Black	Y Duncan	Y Howard	Y Peake	Y Tanner
Y Braddock	Y Dutton	Y Hugley	Y Pezold	Y Taylor, D
Y Broadrick	Y Efstration	Y Jackson	Y Powell, A	Y Taylor, T
Y Brockway	Ehrhart	Y Jacobs	Y Powell, J	E Teasley
Y Brooks	Y England	Y Jasperse	Y Prince	Y Thomas, A.M.
Y Bruce	Y Epps, C	Y Jones, J	Y Pruett	Y Turner
Y Bryant	Y Epps, J	Y Jones, L	Y Quick	Vacant
Y Buckner	Y Evans	Y Jones, S	Y Ramsey	Vacant
Y Burns	Y Fleming	Y Jordan	Y Randall	Y Waites
E Caldwell, J	Floyd	Y Kaiser	Y Rice	Y Watson, B
Y Caldwell, M	Y Fludd	Y Kelley	Y Riley	Y Watson, S
Y Carson	Y Frazier	Y Kendrick	Y Roberts	Y Welch
Y Carter	Y Frye	Y Kidd	Y Rogers, C	Y Weldon
Y Casas	E Fullerton	Y Kirby	Y Rogers, T	Y Wilkerson
Y Chandler	Y Gardner	Y Knight	Rutledge	Y Wilkinson
Y Channell	Y Gasaway	Y Lindsey	Y Rynders	Y Willard
Y Chapman	Y Geisinger	Y Lumsden	Y Scott	Y Williams, A
Y Cheokas	Y Glanton	Y Mabra	Setzler	Y Williams, C
Y Clark, J	Y Golick	Y Marin	Y Sharper	Y Williams, E
Y Clark, V	Y Gordon	Y Martin	Y Shaw	Y Williamson
Y Coleman	Y Gravley	Y Maxwell	Y Sims, B	Y Yates
Y Cooke	Y Greene	Y Mayo	Y Sims, C	Ralston, Speaker

On the passage of the Bill, the ayes were 165, nays 1.

The Bill, having received the requisite constitutional majority, was passed.

HB 835. By Representatives Broadrick of the 4th, Stephens of the 164th, Watson of the 166th, Gravley of the 67th and Weldon of the 3rd:

A BILL to be entitled an Act to amend Chapter 13 of Title 16 of the Official Code of Georgia Annotated, relating to controlled substances, so as to change certain provisions relating to Schedules I, III, and IV controlled substances; to change certain provisions relating to the definition of "dangerous drug"; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The report of the Committee, which was favorable to the passage of the Bill, was agreed to.

On the passage of the Bill, the roll call was ordered and the vote was as follows:

Y Abrams	Y Coomer	N Gregory	Y McCall	Y Smith, E
Y Alexander	Y Cooper	Y Hamilton	Y McClain	Y Smith, L
Y Allison	Y Dawkins-Haigler	Y Harbin	Y Meadows	Y Smith, M
Y Anderson	Y Deffenbaugh	Y Harden	E Mitchell	Y Smith, R
Y Atwood	Y Dempsey	Y Harrell	Y Morgan	Y Smyre

Y Ballinger	Y Dickerson	Y Hatchett	Y Morris	Y Spencer
Y Barr	Y Dickey	Y Hawkins	Y Mosby	Y Stephens, M
Y Battles	Y Dickson	Y Henson	Y Nimmer	Y Stephens, R
Y Beasley-Teague	Y Dollar	Y Hightower	Y Nix	Y Stephenson
Y Bell	Y Douglas	Y Hitchens	Y Oliver	Y Stovall
Y Bennett	E Drenner	Y Holcomb	Y O'Neal	Y Stover
Y Bentley	Y Dudgeon	Y Holmes	Y Pak	Y Strickland
Y Benton	Y Dukes	Y Holt	Y Parrish	Y Talton
Y Beverly	Y Dunahoo	Y Houston	Y Parsons	Y Tankersley
Y Black	Y Duncan	Y Howard	Y Peake	Y Tanner
Y Braddock	Y Dutton	Y Hugley	Y Pezold	Y Taylor, D
Y Broadrick	Y Efstration	Y Jackson	Y Powell, A	Y Taylor, T
Y Brockway	Ehrhart	Y Jacobs	Y Powell, J	E Teasley
Y Brooks	Y England	Y Jasperse	Y Prince	Y Thomas, A.M.
Y Bruce	Y Epps, C	Y Jones, J	Y Pruett	Y Turner
Y Bryant	Y Epps, J	Y Jones, L	Y Quick	Vacant
Y Buckner	Y Evans	Y Jones, S	Y Ramsey	Vacant
Y Burns	Y Fleming	Y Jordan	Y Randall	Y Waites
E Caldwell, J	Floyd	Y Kaiser	Y Rice	Y Watson, B
Y Caldwell, M	Y Fludd	Y Kelley	Y Riley	Y Watson, S
Y Carson	Y Frazier	Y Kendrick	Y Roberts	Y Welch
Y Carter	Y Frye	Y Kidd	Y Rogers, C	Y Weldon
Y Casas	E Fullerton	Y Kirby	Y Rogers, T	Y Wilkerson
Y Chandler	Y Gardner	Y Knight	Y Rutledge	Y Wilkinson
Y Channell	Y Gasaway	Y Lindsey	Y Rynders	Y Willard
Y Chapman	Y Geisinger	Y Lumsden	Y Scott	Y Williams, A
Y Cheokas	Y Glanton	Y Mabra	Setzler	Y Williams, C
Y Clark, J	Y Golick	Y Marin	Y Sharper	Y Williams, E
Y Clark, V	Y Gordon	Y Martin	Y Shaw	Y Williamson
Y Coleman	Y Gravley	Y Maxwell	Y Sims, B	Y Yates
Y Cooke	Y Greene	Y Mayo	Y Sims, C	Ralston, Speaker

On the passage of the Bill, the ayes were 168, nays 1.

The Bill, having received the requisite constitutional majority, was passed.

Pursuant to HR 1267, the House commended Senator Saxby Chambliss and invited him to be recognized by the House of Representatives.

Under the general order of business, established by the Committee on Rules, the following Bill of the House was taken up for consideration and read the third time:

HB 714. By Representatives Hamilton of the 24th, Meadows of the 5th, Ramsey of the 72nd, Peake of the 141st, Powell of the 171st and others:

A BILL to be entitled an Act to amend Article 7 of Chapter 8 of Title 34 of the Official Code of Georgia Annotated, relating to benefits relative to employment security, so as to provide changes to the determination of eligibility for unemployment benefits of certain persons performing certain

services; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following Committee substitute was read and adopted:

A BILL TO BE ENTITLED
AN ACT

To amend Article 7 of Chapter 8 of Title 34 of the Official Code of Georgia Annotated, relating to benefits relative to employment security, so as to provide changes to the determination of eligibility for unemployment benefits of certain persons performing certain services; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Article 7 of Chapter 8 of Title 34 of the Official Code of Georgia Annotated, relating to benefits relative to employment security, is amended by revising Code Section 34-8-196, relating to determination of eligibility for benefits of aliens and other persons performing certain services, as follows:

"34-8-196.

(a) ~~Benefits based on service in educational institutions.~~ Benefits based on service in employment as defined in subsections (h) and (i) of Code Section 34-8-35 shall be payable in the same amount, on the same terms, and subject to the same conditions as compensation payable on the basis of other services subject to this chapter, except as otherwise provided in this Code section;.

(b)(1) With respect to services performed in an instructional, research, or principal administrative capacity for any educational institution, including those operated by the United States government or any of its instrumentalities, divisions, or agencies, benefits shall not be paid during periods of unemployment if services were performed in the prior year, term, or vacation period and there is a contract or a reasonable assurance of returning to work for an educational institution immediately following the period of unemployment. Such periods of unemployment include those occurring:

- (A) Between two successive academic terms or years;
- (B) During an established and customary vacation period or holiday recess;
- (C) During the time period covered by an agreement that provides instead for a similar period between two regular but not successive terms; or
- (D) During a period of paid sabbatical leave provided for in the individual's contract; and

(2) With respect to services performed in any other capacity with any educational institution, including those operated by the United States government or any of its instrumentalities, divisions, or agencies, benefits shall not be paid during periods of

unemployment if services were performed in the prior year, term, or vacation period and there is a reasonable assurance of returning to work for an educational institution immediately following the period of unemployment. If compensation is denied pursuant to this paragraph to an individual, however, and that individual is not offered an opportunity to perform services for the educational institution following the unemployed period, such individual shall be entitled to retroactive payment for each week during that period of unemployment a timely claim was filed and benefits were denied solely by reason of this paragraph. Such periods of unemployment include those occurring:

(A) Between two successive academic years or terms; or

(B) During an established and customary vacation period or holiday recess; ~~and~~

(3) Benefits shall not be paid as specified in paragraphs (1) and (2) of this subsection to any individual for any week of unemployment if the individual performs such services in an educational institution while in the employ of an educational service agency. For the purposes of this paragraph, the term 'educational service agency' means a governmental agency or governmental entity that is established and operated exclusively for the purpose of providing such services to one or more educational institutions.

(4) For the purposes of this paragraph, the term 'educational institution' includes the voluntary programs established in paragraph (1) of Code Section 20-1A-4. Benefits shall not be paid as specified in paragraphs (1) and (2) of this subsection on the basis of services in any such capacities to any individual who performed those services for any employer holding a contractual relationship with the educational institution to provide services to, for, with, or on behalf of an educational institution or an institution of higher education during periods of unemployment if such services were performed in the prior year, term, or vacation period and there is a reasonable assurance of returning to work for an educational institution immediately following the period of unemployment. If compensation is denied pursuant to this paragraph to an individual, however, and that individual is not offered an opportunity to perform services for the educational institution following the unemployed period, such individual shall be entitled to retroactive payment for each week during that period of unemployment a timely claim was filed and benefits were denied solely by reason of this paragraph. Such periods of unemployment include those occurring:

(A) Between two successive academic years or terms; or

(B) During an established and customary vacation period or holiday recess.

~~(b)(c)~~ **Benefits based on services in professional sports.** Benefits shall not be paid to an individual on the basis of any services substantially all of which consist of participating in professional sports or athletic events or of training or preparing to so participate for any week which begins during the period between two successive sport seasons or similar periods if such individual performed such services in the first of such seasons or similar periods and there is a reasonable assurance that such individual will perform such services in the ~~later~~ latter of such seasons or similar periods.

~~(e)(d)~~ **Benefits based on services performed by aliens.**

(1) Benefits shall not be paid to an individual based on services performed by an alien unless such alien was lawfully admitted for permanent residence at the time such services were performed, was lawfully present for purposes of performing such services, or was permanently residing in the United States under color of law at the time such services were performed.

(2) Any data or information required of individuals applying for benefits to determine whether benefits are payable because of their alien status shall be uniformly required from all applicants for benefits.

(3) In the case of an individual whose application for benefits would otherwise be approved, no determination that benefits to such individual are not payable because of the individual's alien status shall be made except upon a preponderance of the evidence.

~~(d)~~(e) As used in this Code section, the term 'reasonable assurance' means a written, verbal, or implied agreement between an employer and its employee that such employee will be returned to employment following the period of unemployment."

SECTION 2.

This Act shall become effective on January 1, 2015.

SECTION 3.

All laws and parts of laws in conflict with this Act are repealed.

The report of the Committee, which was favorable to the passage of the Bill, by substitute, was agreed to.

On the passage of the Bill, by substitute, the roll call was ordered and the vote was as follows:

N Abrams	Y Coomer	Y Gregory	Y McCall	N Smith, E
N Alexander	Y Cooper	Y Hamilton	N McClain	Y Smith, L
Y Allison	N Dawkins-Haigler	Y Harbin	Y Meadows	N Smith, M
N Anderson	Y Deffenbaugh	Y Harden	E Mitchell	Y Smith, R
Y Atwood	Y Dempsey	Y Harrell	N Morgan	N Smyre
Y Ballinger	N Dickerson	Y Hatchett	Y Morris	Y Spencer
Y Barr	Y Dickey	Y Hawkins	N Mosby	N Stephens, M
Y Battles	Y Dickson	N Henson	Y Nimmer	Y Stephens, R
N Beasley-Teague	Y Dollar	Y Hightower	Y Nix	N Stephenson
N Bell	N Douglas	Y Hitchens	N Oliver	N Stovall
N Bennett	E Drenner	N Holcomb	Y O'Neal	Y Stover
N Bentley	Y Dudgeon	Y Holmes	Y Pak	Y Strickland
Y Benton	N Dukes	Y Holt	Y Parrish	Y Talton
N Beverly	Y Dunahoo	Y Houston	Y Parsons	Y Tankersley
Y Black	Y Duncan	N Howard	Y Peake	Y Tanner
Y Braddock	Y Dutton	N Hugley	Y Pezold	Y Taylor, D
Y Broadrick	Y Efstoration	N Jackson	Y Powell, A	Y Taylor, T
Y Brockway	Ehrhart	Y Jacobs	Y Powell, J	E Teasley
N Brooks	Y England	Y Jasperse	N Prince	N Thomas, A.M.

N Bruce	N Epps, C	Y Jones, J	Y Pruett	Y Turner
N Bryant	Y Epps, J	N Jones, L	Y Quick	Vacant
N Buckner	N Evans	N Jones, S	Y Ramsey	Vacant
Y Burns	Y Fleming	N Jordan	N Randall	N Waites
E Caldwell, J	N Floyd	N Kaiser	Y Rice	Y Watson, B
Y Caldwell, M	N Fludd	Y Kelley	Y Riley	Y Watson, S
Y Carson	N Frazier	N Kendrick	Y Roberts	Y Welch
Y Carter	N Frye	N Kidd	Y Rogers, C	Y Weldon
Y Casas	E Fullerton	Y Kirby	Y Rogers, T	N Wilkerson
Y Chandler	N Gardner	Y Knight	Y Rutledge	Y Wilkinson
Y Channell	Y Gasaway	Y Lindsey	Y Rynders	Y Willard
Y Chapman	Y Geisinger	Y Lumsden	N Scott	N Williams, A
Y Cheokas	N Glanton	N Mabra	Y Setzler	Y Williams, C
Y Clark, J	Y Golick	N Marin	N Sharper	N Williams, E
Y Clark, V	N Gordon	Y Martin	Y Shaw	Y Williamson
Y Coleman	Y Gravley	Y Maxwell	Y Sims, B	Y Yates
Y Cooke	N Greene	N Mayo	N Sims, C	Ralston, Speaker

On the passage of the Bill, by substitute, the ayes were 111, nays 60.

The Bill, having received the requisite constitutional majority, was passed, by substitute.

The Speaker announced the House in recess until 1:30 o'clock, this afternoon.

AFTERNOON SESSION

The Speaker called the House to order.

The following Resolutions of the House were read and referred to the Committee on Rules:

HR 1306. By Representatives Williams of the 119th, Quick of the 117th, Holmes of the 129th, Jasperse of the 11th, Smith of the 134th and others:

A RESOLUTION congratulating the University of Georgia Extension on the 100th anniversary of the signing of the Smith-Lever Act and inviting them to be recognized by the House of Representatives; and for other purposes.

HR 1307. By Representatives Tanner of the 9th and Ralston of the 7th:

A RESOLUTION commending Cole Simmons and inviting him to be recognized by the House of Representatives; and for other purposes.

HR 1308. By Representatives Parrish of the 158th, Burns of the 159th and Tankersley of the 160th:

A RESOLUTION commending Conservation Corporal Michael Crawley for his dedication and service to the citizens of Georgia and inviting him to be recognized by the House of Representatives; and for other purposes.

HR 1309. By Representative Benton of the 31st:

A RESOLUTION commending the Jefferson High School AFJROTC cadets and inviting them to be recognized by the House of Representatives; and for other purposes.

HR 1310. By Representatives Kidd of the 145th, Sharper of the 177th, Douglas of the 78th, Hatchett of the 150th, Deffenbaugh of the 1st and others:

A RESOLUTION recognizing and commending Bert Williams on being selected as the 2013 American Community College Football Coaches Association's (ACCFCA) Coach of the Year and inviting him to be recognized by the House of Representatives; and for other purposes.

HR 1311. By Representative Kidd of the 145th:

A RESOLUTION recognizing and commending the Baldwin County Bar Association and inviting members to be recognized by the House of Representatives; and for other purposes.

HR 1312. By Representative Talton of the 147th:

A RESOLUTION recognizing and commending Houston County Sheriff Cullen Talton for his service to the State of Georgia and inviting him to be recognized by the House of Representatives; and for other purposes.

The following Resolutions of the House, referred to the House Rules Subcommittee on Invites, were reported by the Committee on Rules with the following recommendations:

HR 1187 Do Pass
HR 1306 Do Pass

HR 1243 Do Pass
HR 1307 Do Pass

The following Resolutions of the House, favorably reported by the Committee on Rules, were read and adopted:

HR 1187. By Representatives Sims of the 123rd, Howard of the 124th, Frazier of the 126th, Prince of the 127th, Smith of the 125th and others:

A RESOLUTION recognizing the Medical College of Georgia at Georgia Regents University, this state's only public medical school and the founding college of Georgia Regents University, and inviting the representatives of the Medical College of Georgia at Georgia Regents University to be recognized by the House of Representatives; and for other purposes.

HR 1243. By Representatives Martin of the 49th, Jones of the 47th, Riley of the 50th, Geisinger of the 48th and Wilkinson of the 52nd:

A RESOLUTION commending the Milton High School Baseball Team on its numerous accomplishments and inviting the team to be recognized by the House of Representatives; and for other purposes.

HR 1306. By Representatives Williams of the 119th, Quick of the 117th, Holmes of the 129th, Jasperse of the 11th, Smith of the 134th and others:

A RESOLUTION congratulating the University of Georgia Extension on the 100th anniversary of the signing of the Smith-Lever Act and inviting them to be recognized by the House of Representatives; and for other purposes.

HR 1307. By Representatives Tanner of the 9th and Ralston of the 7th:

A RESOLUTION commending Cole Simmons and inviting him to be recognized by the House of Representatives; and for other purposes.

The following Resolutions of the House were read and adopted:

HR 1313. By Representative Buckner of the 137th:

A RESOLUTION recognizing February 11, 2014, as Girl Scout Day at the state capitol; and for other purposes.

HR 1314. By Representatives Black of the 174th, Carter of the 175th, Shaw of the 176th and Sharper of the 177th:

A RESOLUTION commending Nettie Mae Fletcher McLeod; and for other purposes.

HR 1315. By Representatives Efstoration of the 104th, England of the 116th, Harrell of the 106th and Chandler of the 105th:

A RESOLUTION recognizing and commending Amy Oates Ranel and Drew Ridgley; and for other purposes.

HR 1316. By Representatives Williams of the 119th, Quick of the 117th, Holmes of the 129th, Frye of the 118th and Dickey of the 140th:

A RESOLUTION recognizing Family and Consumer Sciences; and for other purposes.

HR 1317. By Representative Scott of the 76th:

A RESOLUTION honoring the life and memory of Reverend Jamaal Ja'Corrie Williams; and for other purposes.

HR 1318. By Representatives Efstoration of the 104th and Chandler of the 105th:

A RESOLUTION recognizing and commending the Archer High School wrestling team on winning the state championship; and for other purposes.

- HR 1319. By Representatives Kelley of the 16th, Rynders of the 152nd, Morris of the 156th, Gasaway of the 28th, Talton of the 147th and others:

A RESOLUTION commemorating the year 2014 as the 60th anniversary of the addition of the phrase "under God" to the Pledge of Allegiance; and for other purposes.

- HR 1320. By Representatives Jacobs of the 80th, Oliver of the 82nd, Willard of the 51st, Gardner of the 57th, Abrams of the 89th and others:

A RESOLUTION recognizing and commending the Junior League of Atlanta, Inc.; and for other purposes.

- HR 1321. By Representatives Williams of the 87th, Abrams of the 89th, Mayo of the 84th, Frazier of the 126th, Williams of the 168th and others:

A RESOLUTION recognizing Freddie and Mary Young; and for other purposes.

- HR 1322. By Representatives Geisinger of the 48th, Riley of the 50th, Wilkinson of the 52nd, Jones of the 47th, Lindsey of the 54th and others:

A RESOLUTION commending and recognizing Thomas M. Lowe, Jr.; and for other purposes.

- HR 1323. By Representatives Bennett of the 94th, Kendrick of the 93rd, Chandler of the 105th, Clark of the 101st, Coleman of the 97th and others:

A RESOLUTION commending Dr. Miley Mae Hemphill; and for other purposes.

- HR 1324. By Representative Hawkins of the 27th:

A RESOLUTION recognizing the importance of oral health as a part of overall health, supporting efforts to improve the oral health of all in Georgia, and recognizing February as Oral Health Awareness Month; and for other purposes.

- HR 1325. By Representatives Greene of the 151st and Dukes of the 154th:

A RESOLUTION honoring the life and memory of Willie Beatrice Lang Miller; and for other purposes.

HR 1326. By Representative Rogers of the 10th:

A RESOLUTION honoring the life and memory of Dr. Thomas N. Lumsden; and for other purposes.

HR 1327. By Representatives Parrish of the 158th and Stephens of the 164th:

A RESOLUTION expressing cultural, economic, and educational cooperation with Hungary and recognizing February 1, 2014, as Hungary Day at the state capitol; and for other purposes.

HR 1328. By Representatives England of the 116th, Quick of the 117th and Kirby of the 114th:

A RESOLUTION recognizing and commending Barrow County on its 100th year anniversary; and for other purposes.

The following Resolution of the House was read:

HR 1304. By Representative O'Neal of the 146th

A RESOLUTION

Relative to adjournment; and for other purposes.

BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA that, except as otherwise provided in this resolution or by subsequent resolution of the General Assembly, the meeting dates, legislative days, and dates of adjournment of the 2014 regular session of the General Assembly for the period of Monday, February 10, 2014, through Tuesday, February 18, 2014, shall be as follows:

Monday, February 10	in session for legislative day 20
Tuesday, February 11	in session for legislative day 21
Wednesday, February 12	in session for legislative day 22
Thursday, February 13	in session for legislative day 23
Friday, February 14 through Monday, February 17	in adjournment
Tuesday, February 18	in session for legislative day 24

BE IT FURTHER RESOLVED that, notwithstanding the foregoing schedule of meeting dates, legislative days, and dates of adjournment, the Speaker of the House of Representatives and the President of the Senate may by concurrent agreement specify and jointly declare a revised schedule or schedules of meeting dates, legislative days, and dates of adjournment for the General Assembly during the period of Monday, February 10, 2014, through Tuesday, February 18, 2014, in which event such schedule or

schedules shall stand fixed accordingly for purposes of this resolution. The Speaker of the House of Representatives and the President of the Senate need not be physically present at the capitol to make such joint declaration; however, in any event, notice of any such joint declaration shall be provided to members of the General Assembly as soon as practicable.

BE IT FURTHER RESOLVED that on and after February 18, 2014, the periods of adjournment of the 2014 session, if any, shall be as specified by subsequent resolution of the General Assembly, provided that unless otherwise specified by subsequent resolution, the General Assembly shall be in adjournment on each Saturday and Sunday.

BE IT FURTHER RESOLVED that, as authorized by Code Section 28-1-2, the hours for closing and convening the Senate on each day may be as ordered by the Senate; and the hours for closing and convening the House on each day may be as ordered by the House.

On the adoption of the Resolution, the roll call was ordered and the vote was as follows:

Y Abrams	Y Coomer	Y Gregory	Y McCall	Y Smith, E
Y Alexander	Y Cooper	Y Hamilton	Y McClain	Y Smith, L
Y Allison	Y Dawkins-Haigler	Y Harbin	Y Meadows	Y Smith, M
Anderson	Y Deffenbaugh	Y Harden	E Mitchell	Y Smith, R
Y Atwood	Y Dempsey	Y Harrell	Y Morgan	Y Smyre
Y Ballinger	Y Dickerson	Y Hatchett	Morris	Y Spencer
Y Barr	Y Dickey	Hawkins	Mosby	Y Stephens, M
Y Battles	Y Dickson	Henson	Y Nimmer	Y Stephens, R
Y Beasley-Teague	Y Dollar	Y Hightower	Y Nix	Y Stephenson
Y Bell	Y Douglas	Y Hitchens	Y Oliver	Y Stovall
Y Bennett	Y Drenner	Y Holcomb	Y O'Neal	Y Stover
Y Bentley	Y Dudgeon	Y Holmes	Y Pak	Y Strickland
Y Benton	Y Dukes	Y Holt	Y Parrish	Y Talton
Beverly	Y Dunahoo	Y Houston	Y Parsons	Y Tankersley
Y Black	Y Duncan	Y Howard	Y Peake	Y Tanner
Y Braddock	Y Dutton	Y Hugley	Y Pezold	Y Taylor, D
Y Broadrick	Y Efstration	Y Jackson	Y Powell, A	Y Taylor, T
Y Brockway	Ehrhart	Y Jacobs	Y Powell, J	Y Teasley
Y Brooks	Y England	Y Jasperse	Y Prince	Y Thomas, A.M.
Y Bruce	Y Epps, C	Y Jones, J	Y Pruett	Y Turner
Y Bryant	Y Epps, J	Y Jones, L	Y Quick	Vacant
Y Buckner	Y Evans	Y Jones, S	Y Ramsey	Vacant
Y Burns	Y Fleming	Y Jordan	Y Randall	Y Waites
E Caldwell, J	Y Floyd	Y Kaiser	Y Rice	Y Watson, B
Y Caldwell, M	Y Fludd	Y Kelley	Y Riley	Y Watson, S
Y Carson	Y Frazier	Y Kendrick	Y Roberts	Y Welch
Y Carter	Y Frye	Kidd	Y Rogers, C	Y Weldon
Y Casas	E Fullerton	Y Kirby	Y Rogers, T	Y Wilkerson
Y Chandler	Y Gardner	Y Knight	Y Rutledge	Y Wilkinson
Y Channell	Y Gasaway	E Lindsey	Y Rynders	E Willard
Y Chapman	Y Geisinger	Y Lumsden	Y Scott	Y Williams, A
Y Cheokas	Y Glanton	Y Mabra	Y Setzler	Y Williams, C
Y Clark, J	Y Golick	Y Marin	Y Sharper	Y Williams, E

Y Clark, V	Y Gordon	Y Martin	Y Shaw	Y Williamson
Y Coleman	Y Gravley	Y Maxwell	Y Sims, B	Y Yates
Y Cooke	Y Greene	Y Mayo	Y Sims, C	Ralston, Speaker

On the adoption of the Resolution, the ayes were 164, nays 0.

The Resolution was adopted.

Representative O'Neal of the 146th asked unanimous consent that HR 1304 be immediately transmitted to the Senate.

It was so ordered.

Under the general order of business, established by the Committee on Rules, the following Bills of the House were taken up for consideration and read the third time:

HB 719. By Representatives Tanner of the 9th, Willard of the 51st, Fleming of the 121st, Powell of the 171st, Burns of the 159th and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 8 of Title 48 of the Official Code of Georgia Annotated, relating to the joint county and municipal sales and use tax, so as to provide for the continuation of the tax; to repeal certain provisions regarding a process for specifying and determining the distribution of the proceeds of such tax; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

The report of the Committee, which was favorable to the passage of the Bill, was agreed to.

On the passage of the Bill, the roll call was ordered and the vote was as follows:

Y Abrams	Y Coomer	Y Gregory	Y McCall	Y Smith, E
Y Alexander	Y Cooper	Y Hamilton	Y McClain	Y Smith, L
Y Allison	Y Dawkins-Haigler	Y Harbin	Y Meadows	Y Smith, M
Y Anderson	Y Deffenbaugh	Y Harden	E Mitchell	Y Smith, R
Y Atwood	Y Dempsey	Y Harrell	Y Morgan	Y Smyre
Y Ballinger	Y Dickerson	Y Hatchett	Y Morris	Y Spencer
Y Barr	Y Dickey	Y Hawkins	Y Mosby	Y Stephens, M
Y Battles	Y Dickson	Y Henson	Y Nimmer	Y Stephens, R
Y Beasley-Teague	Y Dollar	Y Hightower	Y Nix	Y Stephenson
Y Bell	Y Douglas	Y Hitchens	Y Oliver	Y Stovall
Y Bennett	Y Drenner	Y Holcomb	Y O'Neal	Y Stover
Y Bentley	Y Dudgeon	Y Holmes	Y Pak	Y Strickland
Y Benton	Y Dukes	Y Holt	Y Parrish	Y Talton
Y Beverly	Y Dunahoo	Y Houston	Y Parsons	Y Tankersley
Y Black	Y Duncan	Y Howard	Y Peake	Y Tanner

Y Braddock	Y Dutton	Y Hugley	Y Pezold	Y Taylor, D
Y Broadrick	Y Efstration	Y Jackson	Y Powell, A	Y Taylor, T
Y Brockway	Ehrhart	Y Jacobs	Y Powell, J	Y Teasley
Y Brooks	Y England	Y Jasperse	Y Prince	Y Thomas, A.M.
Y Bruce	Y Epps, C	Y Jones, J	Y Pruett	Y Turner
Y Bryant	Y Epps, J	Y Jones, L	Y Quick	Vacant
Y Buckner	Y Evans	Y Jones, S	Y Ramsey	Vacant
Y Burns	Y Fleming	Y Jordan	Y Randall	Y Waites
E Caldwell, J	Y Floyd	Y Kaiser	Y Rice	Y Watson, B
Y Caldwell, M	Y Fludd	Y Kelley	Y Riley	Y Watson, S
Y Carson	Y Frazier	Y Kendrick	Y Roberts	Y Welch
Y Carter	Y Frye	Y Kidd	Y Rogers, C	Weldon
Y Casas	E Fullerton	Y Kirby	Y Rogers, T	Y Wilkerson
Y Chandler	Y Gardner	Y Knight	Y Rutledge	Y Wilkinson
Y Channell	Y Gasaway	E Lindsey	Y Rynders	E Willard
Y Chapman	Y Geisinger	Y Lumsden	Y Scott	Y Williams, A
Y Cheokas	Y Glanton	Y Mabra	Y Setzler	Y Williams, C
Y Clark, J	Y Golick	Y Marin	Y Sharper	Y Williams, E
Y Clark, V	Y Gordon	Y Martin	Y Shaw	Y Williamson
Y Coleman	Y Gravley	Y Maxwell	Y Sims, B	Y Yates
Y Cooke	Y Greene	Y Mayo	Y Sims, C	Ralston, Speaker

On the passage of the Bill, the ayes were 170, nays 0.

The Bill, having received the requisite constitutional majority, was passed.

The following Bill of the House, having previously been read, was again taken up for consideration:

HB 837. By Representatives Hamilton of the 24th, Powell of the 32nd, Golick of the 40th, Maxwell of the 17th, Powell of the 171st and others:

A BILL to be entitled an Act to amend Article 6 of Chapter 8 of Title 42 of the Official Code of Georgia Annotated, relating to agreements for probation services, so as to provide for legislative findings and intent; to provide for the supervision of misdemeanor and county and city ordinance offenders by county and municipal probation officers and private probation services providers; to provide for the revocation, modification, and tolling of sentences under certain circumstances by county and municipal courts; to provide for the conditions of probation; to provide for the assessment and collection of costs of probation; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The Committee substitute was previously read.

The following amendment was read:

Representative Abrams of the 89th offers the following amendment:

Amend the substitute to HB 837 (LC 41 0173S) by deleting "as a precedent to probation" on lines 199 through 200 and inserting in lieu thereof the following:

at the rate not to exceed the amount charged for felony probation supervision services by the Department of Corrections

On the adoption of the amendment, the roll call was ordered and the vote was as follows:

Y Abrams	Y Coomer	N Gregory	Y McCall	Y Smith, E
Y Alexander	Cooper	N Hamilton	Y McClain	N Smith, L
N Allison	Y Dawkins-Haigler	Y Harbin	N Meadows	Y Smith, M
Y Anderson	Y Deffenbaugh	Y Harden	E Mitchell	N Smith, R
Y Atwood	N Dempsey	N Harrell	Y Morgan	Y Smyre
N Ballinger	Y Dickerson	N Hatchett	N Morris	Y Spencer
Y Barr	N Dickey	N Hawkins	Y Mosby	Y Stephens, M
Y Battles	N Dickson	Y Henson	N Nimmer	Stephens, R
Y Beasley-Teague	N Dollar	N Hightower	N Nix	Y Stephenson
Y Bell	Y Douglas	N Hitchens	Y Oliver	Y Stovall
Y Bennett	Y Drenner	Y Holcomb	N O'Neal	N Stover
Y Bentley	N Dudgeon	N Holmes	N Pak	N Strickland
N Benton	Y Dukes	N Holt	Parrish	N Talton
Y Beverly	N Dunahoo	Y Houston	Y Parsons	N Tankersley
N Black	N Duncan	Y Howard	N Peake	N Tanner
N Braddock	N Dutton	Y Hugley	Y Pezold	N Taylor, D
Broadrick	N Efstration	Y Jackson	N Powell, A	N Taylor, T
N Brockway	Ehrhart	N Jacobs	N Powell, J	N Teasley
Y Brooks	N England	N Jasperse	Y Prince	Y Thomas, A.M.
Y Bruce	Y Epps, C	N Jones, J	N Pruett	N Turner
Y Bryant	N Epps, J	Y Jones, L	Y Quick	Vacant
Y Buckner	Y Evans	Y Jones, S	N Ramsey	Vacant
Y Burns	E Fleming	Y Jordan	Y Randall	Y Waites
E Caldwell, J	Y Floyd	Y Kaiser	N Rice	N Watson, B
Y Caldwell, M	Y Fludd	N Kelley	N Riley	N Watson, S
N Carson	Y Frazier	Y Kendrick	N Roberts	N Welch
N Carter	Y Frye	Y Kidd	Y Rogers, C	Weldon
N Casas	E Fullerton	N Kirby	N Rogers, T	Y Wilkerson
N Chandler	Y Gardner	N Knight	Y Rutledge	N Wilkinson
N Channell	N Gasaway	E Lindsey	N Rynders	Y Willard
Y Chapman	Y Geisinger	N Lumsden	Y Scott	Y Williams, A
N Cheokas	Y Glanton	Y Mabra	N Setzler	Y Williams, C
N Clark, J	N Golick	Y Marin	Y Sharper	Y Williams, E
Y Clark, V	Y Gordon	N Martin	N Shaw	N Williamson
N Coleman	N Gravley	N Maxwell	E Sims, B	Y Yates
N Cooke	Y Greene	Y Mayo	Y Sims, C	Ralston, Speaker

On the adoption of the amendment, the ayes were 84, nays 81.

The amendment was adopted.

The following amendment was read:

Representative Abrams of the 89th offers the following amendment:

Amend HB 837 by replacing line 206 with the following:

(2) The running of a probated sentence may be tolled upon:

On the adoption of the amendment, the roll call was ordered and the vote was as follows:

Y Abrams	Y Coomer	Y Gregory	N McCall	Y Smith, E
Y Alexander	N Cooper	N Hamilton	Y McClain	Y Smith, L
N Allison	Y Dawkins-Haigler	Y Harbin	N Meadows	Y Smith, M
Y Anderson	Y Deffenbaugh	N Harden	E Mitchell	N Smith, R
Y Atwood	N Dempsey	N Harrell	Y Morgan	Y Smyre
N Ballinger	Y Dickerson	N Hatchett	N Morris	Y Spencer
Y Barr	N Dickey	N Hawkins	Y Mosby	Y Stephens, M
N Battles	Y Dickson	Y Henson	N Nimmer	Stephens, R
Y Beasley-Teague	Y Dollar	Y Hightower	N Nix	Y Stephenson
Y Bell	Y Douglas	N Hitchens	Y Oliver	Y Stovall
Y Bennett	Y Drenner	Y Holcomb	N O'Neal	N Stover
Y Bentley	N Dudgeon	N Holmes	N Pak	N Strickland
N Benton	Y Dukes	N Holt	Parrish	N Talton
Y Beverly	N Dunahoo	Y Houston	Y Parsons	N Tankersley
Y Black	N Duncan	Y Howard	N Peake	Y Tanner
Y Braddock	Y Dutton	Y Hugley	N Pezold	N Taylor, D
Broadrick	N Efstration	Y Jackson	N Powell, A	N Taylor, T
N Brockway	Ehrhart	N Jacobs	N Powell, J	N Teasley
Y Brooks	N England	N Jasperse	Y Prince	Y Thomas, A.M.
Y Bruce	Y Epps, C	N Jones, J	Y Pruett	N Turner
Y Bryant	N Epps, J	Y Jones, L	Y Quick	Vacant
Y Buckner	Y Evans	Y Jones, S	N Ramsey	Vacant
N Burns	E Fleming	Y Jordan	Y Randall	Y Waites
E Caldwell, J	Y Floyd	Y Kaiser	Y Rice	N Watson, B
Y Caldwell, M	Y Fludd	Y Kelley	Y Riley	N Watson, S
N Carson	Y Frazier	Y Kendrick	N Roberts	Y Welch
N Carter	Y Frye	Y Kidd	N Rogers, C	Y Weldon
N Casas	E Fullerton	N Kirby	N Rogers, T	Y Wilkerson
Y Chandler	Y Gardner	N Knight	Y Rutledge	Y Wilkinson
N Channell	N Gasaway	E Lindsey	N Rynders	Y Willard
Y Chapman	Y Geisinger	N Lumsden	Y Scott	Y Williams, A
N Cheokas	Y Glanton	Y Mabra	Y Setzler	Y Williams, C
N Clark, J	N Golick	Y Marin	Y Sharper	Y Williams, E
Y Clark, V	Y Gordon	N Martin	N Shaw	N Williamson
Y Coleman	Y Gravley	N Maxwell	E Sims, B	Y Yates
N Cooke	Y Greene	Y Mayo	Y Sims, C	Ralston, Speaker

On the adoption of the amendment, the ayes were 98, nays 69.

The amendment was adopted.

The following amendment was read and adopted:

Representative Abrams of the 89th offers the following amendment:

Amend HB 837 by replacing lines 207 through 211 with the following:

(A) The failure of a probationer to report to his or her probation officer or private probation officer, as the case may be, as directed or failure to appear in court for a probation revocation hearing; either of such failures may be evidenced by an affidavit from the probation officer or private probation officer, as the case may be, setting forth such failure and stating efforts made by the probation officer to contact the probationer.

The following amendment was read:

Representative Abrams 89th offers the following amendment:

Amend HB 837 by replacing lines 212 through 217 with the following:

(B) Before any probated misdemeanor sentence may be tolled, the court shall issue a rule nisi requiring the probationer to appear in court for a hearing on whether the probated sentence will be tolled. Said rule nisi may be served by certified mail or by personal service. Should the probationer fail to appear at the hearing, the court may, in its discretion, toll the probated sentence.

On the adoption of the amendment, the roll call was ordered and the vote was as follows:

Y Abrams	N Coomer	Y Gregory	N McCall	Y Smith, E
Y Alexander	N Cooper	N Hamilton	Y McClain	N Smith, L
Y Allison	Y Dawkins-Haigler	Y Harbin	N Meadows	Y Smith, M
Y Anderson	Y Deffenbaugh	N Harden	E Mitchell	N Smith, R
Y Atwood	N Dempsey	N Harrell	Y Morgan	Y Smyre
N Ballinger	Y Dickerson	N Hatchett	N Morris	Y Spencer
N Barr	N Dickey	N Hawkins	Y Mosby	Y Stephens, M
Y Battles	Y Dickson	Y Henson	N Nimmer	Y Stephens, R
Y Beasley-Teague	N Dollar	N Hightower	N Nix	Y Stephenson
Y Bell	Y Douglas	Y Hitchens	Y Oliver	Y Stovall
Y Bennett	Y Drenner	Y Holcomb	N O'Neal	Y Stover
Y Bentley	N Dudgeon	N Holmes	N Pak	N Strickland
Y Benton	Y Dukes	Y Holt	N Parrish	Y Talton
Y Beverly	Y Dunahoo	Y Houston	Y Parsons	N Tankersley
N Black	N Duncan	Y Howard	N Peake	N Tanner
Y Braddock	Y Dutton	Y Hugley	Y Pezold	N Taylor, D
Broadrick	N Efstration	Y Jackson	N Powell, A	N Taylor, T
N Brockway	Ehrhart	N Jacobs	N Powell, J	Y Teasley
Y Brooks	N England	N Jasperse	Y Prince	Y Thomas, A.M.
Y Bruce	Y Epps, C	N Jones, J	N Pruett	N Turner
Y Bryant	N Epps, J	Y Jones, L	Y Quick	Vacant
Y Buckner	Y Evans	Y Jones, S	N Ramsey	Vacant

N Burns	E Fleming	Y Jordan	Y Randall	Y Waites
E Caldwell, J	Y Floyd	Y Kaiser	Y Rice	N Watson, B
Y Caldwell, M	Y Fludd	N Kelley	N Riley	N Watson, S
N Carson	Y Frazier	Y Kendrick	N Roberts	Y Welch
N Carter	Y Frye	Y Kidd	Y Rogers, C	Y Weldon
N Casas	E Fullerton	N Kirby	N Rogers, T	Y Wilkerson
N Chandler	Y Gardner	N Knight	N Rutledge	Y Wilkinson
Y Channell	N Gasaway	E Lindsey	N Rynders	Y Willard
Y Chapman	Y Geisinger	N Lumsden	Y Scott	Y Williams, A
N Cheokas	Y Glanton	Y Mabra	N Setzler	Y Williams, C
N Clark, J	Y Golick	Y Marin	Y Sharper	Y Williams, E
N Clark, V	Y Gordon	N Martin	N Shaw	N Williamson
N Coleman	Y Gravley	N Maxwell	E Sims, B	Y Yates
N Cooke	Y Greene	Y Mayo	Y Sims, C	Ralston, Speaker

On the adoption of the amendment, the ayes were 97, nays 72.

The amendment was adopted.

Representative O'Neal of the 146th moved that HB 837 be placed upon the table.

On the motion, the roll call was ordered and the vote was as follows:

N Abrams	Y Coomer	Y Gregory	Y McCall	N Smith, E
N Alexander	Y Cooper	Y Hamilton	N McClain	Y Smith, L
Y Allison	N Dawkins-Haigler	N Harbin	Y Meadows	N Smith, M
N Anderson	Y Deffenbaugh	Y Harden	E Mitchell	Y Smith, R
Atwood	Y Dempsey	Y Harrell	Y Morgan	N Smyre
Y Ballinger	N Dickerson	Y Hatchett	Y Morris	Y Spencer
Y Barr	Y Dickey	Y Hawkins	N Mosby	N Stephens, M
Y Battles	Y Dickson	N Henson	Y Nimmer	Y Stephens, R
N Beasley-Teague	Y Dollar	Y Hightower	Y Nix	N Stephenson
N Bell	N Douglas	Y Hitchens	Y Oliver	N Stovall
N Bennett	N Drenner	N Holcomb	Y O'Neal	Y Stover
N Bentley	Y Dudgeon	Y Holmes	Y Pak	Y Strickland
Y Benton	N Dukes	Y Holt	Y Parrish	Y Talton
N Beverly	Y Dunahoo	Y Houston	Y Parsons	Y Tankersley
Y Black	Y Duncan	N Howard	Y Peake	Y Tanner
Y Braddock	Y Dutton	N Hugley	Y Pezold	Y Taylor, D
Broadrick	Y Efstration	N Jackson	Y Powell, A	Y Taylor, T
Y Brockway	Ehrhart	Y Jacobs	Y Powell, J	Y Teasley
N Brooks	Y England	Y Jasperse	N Prince	N Thomas, A.M.
N Bruce	N Epps, C	Y Jones, J	Y Pruett	Y Turner
Y Bryant	Y Epps, J	N Jones, L	Y Quick	Vacant
N Buckner	N Evans	N Jones, S	Y Ramsey	Vacant
Y Burns	E Fleming	N Jordan	N Randall	N Waites
E Caldwell, J	N Floyd	N Kaiser	Y Rice	Y Watson, B
Y Caldwell, M	N Fludd	Y Kelley	Y Riley	Y Watson, S
Y Carson	N Frazier	N Kendrick	Y Roberts	Y Welch
Y Carter	N Frye	N Kidd	N Rogers, C	N Weldon
Y Casas	E Fullerton	Y Kirby	Y Rogers, T	N Wilkerson
Y Chandler	N Gardner	Y Knight	Y Rutledge	Y Wilkinson
Y Channell	Y Gasaway	E Lindsey	Y Rynders	Y Willard

Y Chapman	Y Geisinger	Y Lumsden	N Scott	N Williams, A
Y Cheokas	N Glanton	N Mabra	Y Setzler	Y Williams, C
Y Clark, J	Y Golick	N Marin	N Sharper	N Williams, E
Y Clark, V	N Gordon	Y Martin	Y Shaw	Y Williamson
Y Coleman	Y Gravley	Y Maxwell	E Sims, B	Y Yates
Y Cooke	N Greene	N Mayo	Y Sims, C	Ralston, Speaker

On the motion, the ayes were 108, nays 60.

The motion prevailed.

HB 741. By Representatives Tanner of the 9th, Tankersley of the 160th, Gasaway of the 28th, Powell of the 171st, Smith of the 70th and others:

A BILL to be entitled an Act to amend Chapter 5 of Title 12 of the Official Code of Georgia Annotated, relating to water resources, so as to revise certain requirements related to issuance of sludge land application permits; to require consistency with existing local zoning ordinances; to require that public hearings be held within jurisdiction of the governing authority where the proposed land application site is located; to provide for an effective date; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following Committee substitute was read and adopted:

A BILL TO BE ENTITLED AN ACT

To amend Chapter 5 of Title 12 of the Official Code of Georgia Annotated, relating to water resources, so as to revise certain requirements related to issuance of sludge land application permits; to require consistency with existing local zoning ordinances; to require that public hearings be held within jurisdiction of the governing authority where the proposed land application site is located; to provide for an effective date; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Chapter 5 of Title 12 of the Official Code of Georgia Annotated, relating to water resources, is amended by revising Code Section 12-5-30.3, relating to sludge land application systems, as follows:

"12-5-30.3.

(a) As used in this Code section, the term:

(1) 'Sludge' means the solid or semisolid residue generated at a waste-water treatment or pretreatment plant. Such term specifically excludes treated effluent, septage, and sludge that has been treated to further reduce pathogens by such processes as composting, heat drying, or heat treating.

(2) 'Sludge land application' means the placement of sludge on or under the ground surface for the purpose of sludge disposal, soil conditioning, or agricultural enhancement. Such term specifically excludes the disposal of sludge in a permitted landfill.

(b)(1) No person shall operate a sludge land application system without first securing the approval of the director. The director may include this approval and approval requirements in a permit issued under Code Section 12-5-30.

(2) Prior to the issuance of any permit for a sludge land application system, the director shall require written verification to be furnished by the applicant that the proposed facility complies with applicable local zoning or land use ordinances, if any.

(c) The Board of Natural Resources shall adopt technical regulations governing sludge land application and procedural regulations for approval of sludge land application systems, including public notice and public hearing requirements. All public hearings shall be conducted by the division and the applicant for the permit within the jurisdiction of the local governing authority where the proposed sludge land application site is located.

(d) The local governing authority in which a sludge land application site is located may assess upon the generator of the sludge and the owner of the sludge land application site reasonable fees for environmental monitoring of the site and may hire persons to monitor the site. Payment of the assessed fee shall be made prior to the application of sludge. Failure to pay such fees, if assessed, shall be grounds for the local governing authority to seek an injunction to stop the land application of sludge. The provisions of this subsection shall not apply to the land application of sludge which is generated by the treatment of industrial process waste water only.

(e) Any person who violates this Code section, regulations adopted by the Board of Natural Resources pursuant to this Code section, or any permit or approval requirements of the director issued pursuant to this Code section shall be subject to the civil penalties and the criminal penalties contained in Code Sections 12-5-52 and 12-5-53."

SECTION 2.

This Act shall become effective upon its approval by the Governor or upon its becoming law without such approval.

SECTION 3.

All laws and parts of laws in conflict with this Act are repealed.

The report of the Committee, which was favorable to the passage of the Bill, by substitute, was agreed to.

On the passage of the Bill, by substitute, the roll call was ordered and the vote was as follows:

Y Abrams	Y Coomer	Y Gregory	Y McCall	Y Smith, E
Y Alexander	Y Cooper	Y Hamilton	Y McClain	Y Smith, L
Y Allison	Y Dawkins-Haigler	Y Harbin	Y Meadows	Y Smith, M
Y Anderson	Y Deffenbaugh	Y Harden	E Mitchell	Y Smith, R
Y Atwood	Y Dempsey	Y Harrell	Y Morgan	Y Smyre
Y Ballinger	Y Dickerson	Y Hatchett	Y Morris	Y Spencer
Y Barr	Y Dickey	Y Hawkins	Y Mosby	Stephens, M
Y Battles	Y Dickson	Y Henson	Y Nimmer	Y Stephens, R
Y Beasley-Teague	Y Dollar	Y Hightower	Y Nix	Y Stephenson
Y Bell	Y Douglas	Y Hitchens	Y Oliver	Y Stovall
Y Bennett	Y Drenner	Y Holcomb	Y O'Neal	Y Stover
Y Bentley	Y Dudgeon	Y Holmes	Y Pak	Y Strickland
Y Benton	Y Dukes	Y Holt	Y Parrish	Y Talton
Y Beverly	Y Dunahoo	Y Houston	Y Parsons	Y Tankersley
Y Black	Y Duncan	Y Howard	Y Peake	Y Tanner
Y Braddock	Y Dutton	Y Hugley	Y Pezold	Y Taylor, D
Broadrick	Efstration	Y Jackson	Y Powell, A	Y Taylor, T
Y Brockway	Ehrhart	Y Jacobs	Y Powell, J	Y Teasley
Y Brooks	Y England	Y Jasperse	Y Prince	Y Thomas, A.M.
Y Bruce	Y Epps, C	Y Jones, J	Y Pruett	Y Turner
Y Bryant	Y Epps, J	Y Jones, L	Y Quick	Vacant
Y Buckner	Y Evans	Y Jones, S	Y Ramsey	Vacant
Y Burns	E Fleming	Y Jordan	Y Randall	Waites
E Caldwell, J	Floyd	Y Kaiser	Y Rice	Y Watson, B
Y Caldwell, M	Y Fludd	Y Kelley	Y Riley	Y Watson, S
Y Carson	Y Frazier	Y Kendrick	Y Roberts	Y Welch
Y Carter	Y Frye	Y Kidd	N Rogers, C	Weldon
Y Casas	E Fullerton	Y Kirby	Y Rogers, T	Y Wilkerson
Y Chandler	Y Gardner	Y Knight	Y Rutledge	Y Wilkinson
Channell	Y Gasaway	E Lindsey	Y Rynders	Y Willard
Y Chapman	Y Geisinger	Y Lumsden	Y Scott	Y Williams, A
Y Cheokas	Y Glanton	Y Mabra	Y Setzler	Y Williams, C
Y Clark, J	Y Golick	Y Marin	Y Sharper	Y Williams, E
Y Clark, V	Gordon	Y Martin	Y Shaw	Y Williamson
Y Coleman	Y Gravley	Y Maxwell	E Sims, B	Y Yates
Y Cooke	Y Greene	Y Mayo	Y Sims, C	Ralston, Speaker

On the passage of the Bill, by substitute, the ayes were 161, nays 1.

The Bill, having received the requisite constitutional majority, was passed, by substitute.

The following communications were received:

Legislative Services Committee

Office of Legislative Counsel
316 State Capitol
Atlanta, Georgia 30334

February 4, 2014

TO: MEMBERS OF THE GENERAL ASSEMBLY
FROM THE 6TH CONGRESSIONAL DISTRICT

RE: CAUCUS TO ELECT 6TH CONGRESSIONAL DISTRICT
STATE TRANSPORTATION BOARD MEMBER

Pursuant to the provisions of O.C.G.A. Section 32-2-20, the President of the Senate and the Speaker of the House have directed me to notify you that a caucus is hereby called for the purpose of electing the member of the State Transportation Board from the 6th Congressional District. Such caucus will be held in the Senate Chamber, State Capitol Building, Atlanta, Georgia, on **February 12, 2014, at 2:00 P.M.**

Members of the Senate from those senatorial districts embraced or partly embraced within the 6th Congressional District are eligible to participate in said caucus. Members of the House of Representatives from those representative districts embraced or partly embraced within the 6th Congressional District are eligible to participate in said caucus.

Sincerely,

/s/ Wayne R. Allen
Legislative Counsel

WRA:dd

Legislative Services Committee

Office of Legislative Counsel
316 State Capitol
Atlanta, Georgia 30334

February 4, 2014

TO: MEMBERS OF THE GENERAL ASSEMBLY
FROM THE 12TH CONGRESSIONAL DISTRICT

RE: CAUCUS TO ELECT 12TH CONGRESSIONAL DISTRICT
STATE TRANSPORTATION BOARD MEMBER

Pursuant to the provisions of O.C.G.A. Section 32-2-20, the President of the Senate and the Speaker of the House have directed me to notify you that a caucus is

hereby called for the purpose of electing the member of the State Transportation Board from the 12th Congressional District. Such caucus will be held in the Senate Chamber, State Capitol Building, Atlanta, Georgia, on **February 12, 2014, at 3:00 P.M.**

Members of the Senate from those senatorial districts embraced or partly embraced within the 12th Congressional District are eligible to participate in said caucus. Members of the House of Representatives from those representative districts embraced or partly embraced within the 12th Congressional District are eligible to participate in said caucus.

Sincerely,

/s/ Wayne R. Allen
Legislative Counsel

WRA:dd

The State of Georgia
Office of Secretary of State

I, Brian P. Kemp, Secretary of State of the State of Georgia, do hereby certify that the attached one page lists the results as shown on the consolidated returns on file in this office for the Special Election Runoff held on the 4th day of February, 2014, in District 2 State Representative in Catoosa, Walker and Whitfield Counties to fill the vacancy.

Having received the majority of the votes cast, Thomas S. Tarvin, was duly elected to this office.

In Testimony Whereof, I have hereunto set my hand and affixed the seal of my office, at the Capitol, in the City of Atlanta, this 10th day of February, in the year of our Lord Two Thousand and Fourteen and of the Independence of the United States of America the Two Hundred and Thirty-Eighth.

/s/ Brian P. Kemp
Secretary of State

(SEAL)

Georgia Secretary of State
Election Report

Special Election Official Results

February 4, 2014 Special Election Runoff

State Contest	County	Choice	Votes	Votes %
State Representative, District 2	CATOOSA	NEAL FLORENCE (R)	166	31.86%
		STEVE TARVIN (R)	355	68.14%
		Votes For Seat In County:	521	
	WALKER	NEAL FLORENCE (R)	1,397	52.54%
		STEVE TARVIN (R)	1,262	47.46%
		Votes For Seat In County:	2,659	
	WHITFIELD	NEAL FLORENCE (R)	86	21.83%
		STEVE TARVIN (R)	308	78.17%
		Votes For Seat In County:	394	
	Total:	NEAL FLORENCE (R)	1,649	46.14%
		STEVE TARVIN (R)	1,925	53.86%
		Total Votes For Seat:	3,574	

The State of Georgia
Office of Secretary of State

I, Brian P. Kemp, Secretary of State of the State of Georgia, do hereby certify that the attached one page lists the results as shown on the consolidated returns on file in this office for the Special Election Runoff held on the 4th day of February, 2014, in District 22 State Representative in Cherokee, Forsyth and Fulton Counties to fill the vacancy.

Having received the majority of the votes cast, Samuel Keller Moore, was duly elected to this office.

In Testimony Whereof, I have hereunto set my hand and affixed the seal of my office, at the Capitol, in the City of Atlanta, this 10th day of February, in the year of our Lord Two Thousand and Fourteen and of the Independence of the United States of America the Two Hundred and Thirty-Eighth.

/s/ Brian P. Kemp
Secretary of State

(SEAL)

Georgia Secretary of State
Election Report

Special Election Official Results

February 4, 2014 Special Election Runoff

State Contest	County	Choice	Votes	Votes %
State Representative, District 22	CHEROKEE	MEAGAN BIELLO (R)	1,026	44.40%
		SAM MOORE (R)	1,285	55.60%
		Votes For Seat In County:	2,311	
	FORSYTH	MEAGAN BIELLO (R)	73	25.89%
		SAM MOORE (R)	209	74.11%
		Votes For Seat In County:	282	
	FULTON	MEAGAN BIELLO (R)	14	35.00%
		SAM MOORE (R)	26	65.00%
		Votes For Seat In County:	40	
	Total:	MEAGAN BIELLO (R)	1,113	42.27%
		SAM MOORE (R)	1,520	57.73%
		Total Votes For Seat:	2,633	

Representative O'Neal of the 146th moved that the House stand in recess until 5:00 o'clock, P.M., at which time the House will stand adjourned until 10:00 o'clock, tomorrow morning.

The Speaker announced the House in recess until 5:00 o'clock, P.M., at which time the House will stand adjourned until 10:00 o'clock, tomorrow morning.